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CRL OP(MD). No.19785 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 10/11/2025

PRESENT
THE HON'BLE MRS.JUSTICE S.SRIMATHY

CRL OP(MD) . No.19785 of 2025

Sethuraman ... Petitioner/Accused No.2

Vs

The State of Tamil Nadu,
Rep By, The Inspector of Police,
Thiruvaiyaru Police Station,
Thanjavur District.

Cr.No.262/2025. ... Respondent/Complainant

For Petitioner : Mr.M.Prabu

For Respondent : Mr.E.Antony Sahaya Prabahar,
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- C-32B.For Bail in Cr.No.262 of 2025 on the
file of the respondent police.

ORDER : The Court made the following order :-

The petitioner/A2, who was arrested and
remanded to judicial custody on 24.10.2025 for the
offences punishable under Sections 8(c) r/w 20(b)(ii)
(B) of the Narcotic Drugs and Psychotropic Substances
Act, in Crime No.262 of 2025 on the file of the
respondent police, seeks bail.

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2. The case of the prosecution is that the petitioner was found in illegal possession of 1.5 kg Ganja. Hence, the complaint.

3. The learned counsel appearing for the petitioner would submit that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. He would further submit that the petitioner is no way connected with the case, a false case has been lodged as against the petitioner. He would further submit that the petitioner is in custody from 24.10.2025. Hence, he seeks bail.

4. The learned Additional Public Prosecutor appearing for the respondent would submit that there is no previous case against the petitioner. However, he objected to grant bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and also the fact that the properties were recovered and there is no previous



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case pending against the petitioner and the seized contraband is not commercial quantity and also considering the period of incarceration suffered by the petitioner, this Court is inclined to grant bail to the petitioner, subject to the following conditions:

6. Accordingly, the petitioners are ordered to be released on bail on executing a separate bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties, each for a like sum to the satisfaction of the learned Judicial Magistrate, Thiruvaiyaru, and on further conditions that :-

[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

[b] **the petitioner shall report before the respondent police daily at 10.30 a.m., until further orders;**



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[c] the petitioner shall not abscond either during investigation or trial;

[d] the petitioner shall not tamper with evidence or witness either during investigation or trial;

[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560];

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 BNS.

10.11.2025

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TO

- 1.The Judicial Magistrate, Thiruvaiyaru.
- 2.The Superintendent, District Jail, Pudukottai.
3. The Inspector of Police,
Thiruvaiyaru Police Station, Thanjavur District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

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